

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN

IN RE: *City of Detroit
General Retirement System *
500 Woodward Ave. Suite 3000
Detroit, Michigan 48226-5493*

CASE NO: *13-53846*
CHAPTER: *9*
JUDGE: *Tucker*

Debtor.

MOTION FOR/TO *Seeking Monetary Relief (Docket #11392)*

NOW COMES *Creditor* ~~Debtor(s)~~, and brings this motion. In support of *Creditor* ~~Debtor(s)~~'s motion, *Creditor* ~~Debtor(s)~~

states the following [state the facts]:

- I do not agree with The City of Detroit's Response TO "Order Regarding Motion TO Take a Late Claim" Filed By Thomasena Barge (Docket #11161)" (Docket #11392)*
- Retirement Systems City of Detroit Pension Payroll Monthly Pays 2015 States "Annuity \$1800.51" under the month of January.*
- Creditor* ~~Debtor~~ requests *Judge Tucker to examine the Annuity Refund Inquiry Report for 2003; in addition to examine Retirement Systems City of Detroit Pension Payroll Monthly Pays for 2014 & 2015, 2014 1099R, and Pension Rate schedule.*

WHEREFORE, *Creditor* ~~Debtor~~ requests this Court to consider *Creditor* ~~Debtor~~'s Motion and afford *Creditor* ~~Debtor~~ what further relief this Court deems equitable and just. A copy of a proposed Order is attached hereto.

Dated: *September 16, 2016*

Respectfully submitted,

Thomasena Barge
(*Creditor* ~~Debtor~~'s Signature)
Print Name: *THOMASENA BARGE*

(Co-Debtor's Signature)
Print Name: _____

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN

IN RE: *City of Detroit*
*General Retirement System**
500 Woodward Ave. Suite 3000
Detroit, Michigan 48226-5493

CASE NO: 13-53846
CHAPTER: 9
JUDGE: Tucker

Debtor.

ORDER GRANTING MOTION TO/FOR Seeking Monetary
Relief (Docet #11392)

This matter having come before the Court on ~~Debtor's~~ ^{Creditor} motion, the Court having considered the motion, and having found cause:

IT IS ORDERED that the motion is granted.

UNITED STATES BANKRUPTCY COURT
Eastern District of Michigan

In re: Thomasena Barge AKA
Thomasena Barge

Chapter: 9

Case No.: 13-53846

Judge: Tucker

Creditor
Debtor
Address 5226 Newport St.
Detroit, Michigan 48213

Last four digits of Social Security or
Employer's Tax Identification (EIN) No(s). (if any): 9261

NOTICE OF [MOTION] [OBJECTION]

Debtor has filed papers with the court
to Seeking Monetary Relief (Debt #11392)
{relief sought in motion or objection}

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the court to _____ [relief sought in motion or objection], or if you want the court to consider your views on the [motion] [objection], within 21 days, you or your attorney must:

1. File with the court a written response or an answer, explaining your position at:¹

United States Bankruptcy Court
211 First Street
Detroit, Michigan 48226

If you mail your response to the court for filing, you must mail it early enough so the court will receive it on or before the date stated above. All attorneys are required to file pleadings electronically.

You must also mail a copy to [enter your name and address and name and address of others to be served]:

2. If a response or answer is timely filed and served, the clerk will schedule a hearing on the motion and you will be served with a notice of the date, time and location of the hearing.

If you or your attorney do not take these steps, the court may decide that you do not oppose the relief sought in the motion or objection and may enter an order granting that relief.

Date: 9/16/2016

Signature Thomasena Barge
Name THOMASENA BARGE
Address 5226 NEWPORT ST.
DETROIT, MICHIGAN 48213

¹ Response or answer must comply with F. R. Civ. P. 8(b), (c) and (e)

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN

IN RE: *City of Detroit*

CASE NO: 13-53846
CHAPTER: 9

Debtor.

CERTIFICATE OF SERVICE

I hereby certify that on _____ (date of mailing), I served
copies as follows:

1. Document(s) served: * *Notice of Motion*
* *Motion Seeking Monetary Relief (Docket #11372)*
* *Order Granting Motion*
* *Certificate of Service*
* *Appendix of Exhibits (8)*

2. Served upon [name and address of each person served]:
City of Detroit General Retirement Systems
500 Woodward Ave. Suite 3000
Detroit, Michigan 48226-5493

3. By First Class Mail.

Dated: September 16, 2016

Thomasena Barge
(Signature)

Print Name: THOMASENA BARGE

FILED
2016 SEP 16 A 9:35
U.S. BANKRUPTCY COURT
E.D. MICHIGAN-DETROIT

1

ANN-005

1/4/16 11:46 am

Retirement Systems City of Detroit

Annuity Refund Inquiry Report

BARGE,THOMASENA

Pension Number

[REDACTED]

Revenue Group General City Payroll Status Terminated Annuity Status Retired

Vested? No Birth Date 07/20/1942 Start Date 07/09/1978 WComp Status

Annuity Address 02220 LAWRENCE 204 DETROIT, MI 48206

Recoupment

Last Annuity Date 05/16/2003

<u>Accumulated Balance</u>		<u>Interest</u>		<u>Adjustments</u>	
<u>July 1 Balance</u>	\$0.00	<u>Up To 1970</u>	\$0.00	<u>Pre Tax</u>	\$0.00
<u>Current Contribution</u>	\$0.00	<u>Total To Date</u>	\$0.00	<u>Post-Tax</u>	\$0.00
<u>Total To Date</u>	\$0.00	<u>Current Year</u>	\$0.00	<u>Interest</u>	\$0.00
				<u>Total</u>	\$0.00
<u>Total Contributions</u>	\$0.00	<u>Pre-Tax Contribution</u>	\$0.00		
<u>Non-Taxable Amount</u>	\$0.00	<u>Taxable Amount</u>	\$0.00		
<u>Total Annuity</u>	\$0.00	<u>Net Annuity</u>	\$0.00		

2

Retirement Systems City of Detroit

1/4/16 11:43 am

Pension Payroll Monthly Pays 2015

Social [REDACTED] 9261-0

Name BARGE, THOMASENA

Pension Number [REDACTED]

	January	February	March	April	May	June
Pension	\$283.87	\$283.87	\$266.40	\$266.40	\$266.40	\$266.40
Annuity	\$1,800.51	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Gross	\$2,084.38	\$283.87	\$266.40	\$266.40	\$266.40	\$266.40
Federal Tax	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Deductions	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Net	\$2,084.38	\$283.87	\$266.40	\$266.40	\$266.40	\$266.40
Check No.	1000281986	1000284603	1101060900	1101071256	1101081624	1101091964
Adj/Pay Type	A 0	0	0	1	1	1

	July	August	September	October	November	December
Pension	\$266.40	\$266.40	\$266.40	\$266.40	\$266.40	\$266.40
Annuity	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Gross	\$266.40	\$266.40	\$266.40	\$266.40	\$266.40	\$266.40
Federal Tax	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Deductions	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Net	\$266.40	\$266.40	\$266.40	\$266.40	\$266.40	\$266.40
Check No.	1101102308	1101112682	1101123058	1101133431	1000300468	1101154225
Adj/Pay Type	1	1	1	1	1	1

TOTAL
\$3,231.74
\$1,800.51
\$5,032.25
\$0.00
\$0.00
\$5,032.25

YTD Due City \$0.00

3

Retirement Systems City of Detroit

1/4/16 11:49 am

Pension Payroll Monthly Pays 2014

Social [REDACTED] 261-0

Name BARGE,THOMASENA

Pension Number [REDACTED]

	January	February	March	April	May	June
Pension	\$0.00	\$0.00	\$37,065.70	\$235.81	\$235.81	\$235.81
Annuity	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Gross	\$0.00	\$0.00	\$37,065.70	\$235.81	\$235.81	\$235.81
Federal Tax	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Deductions	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Net	\$0.00	\$0.00	\$37,065.70	\$235.81	\$235.81	\$235.81
Check No.	0000000000	0000000000	1000257056	1000259094	1000261043	1000262978
Adj/Pay Type	[] []	[] []	A []	A 0	A 0	A 0

	July	August	September	October	November	December	TOTAL
Pension	\$235.81	\$240.85	\$240.85	\$240.85	\$277.41	\$290.85	\$39,299.75
Annuity	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Gross	\$235.81	\$240.85	\$240.85	\$240.85	\$277.41	\$290.85	\$39,299.75
Federal Tax	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Deductions	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Net	\$235.81	\$240.85	\$240.85	\$240.85	\$277.41	\$290.85	\$39,299.75
Check No.	1000266741	1000270481	1000274366	1000276314	1000278228	1000280137	
Adj/Pay Type	A 0	A 0	A 0	A 0	A 0	[] 0	

YTD Due City **\$0.00**

A

☐ CORRECTED (if checked)

PAYER'S name, street address, city, state, and ZIP code GENERAL RETIREMENT SYSTEM OF THE CITY OF DETROIT 500 WOODWARD AVE STE 3000 DETROIT, MI 48226-5493		1 Gross Distribution <div style="text-align: center; font-weight: bold;">\$39,299.75</div>	OMB No.1545-0119 <div style="text-align: center; font-size: 24pt; font-weight: bold;">2014</div>	Distributions from Pensions, Annuities, Retirement or Profit- Sharing Plans, IRAs, Insurance Contracts, etc.	
		2a Taxable Amount <div style="text-align: center; font-weight: bold;">\$39,299.75</div>	Form 1099R		
PAYER'S Federal Identification number 38-2457952	RECIPIENT'S Identification number <div style="background-color: black; color: white; padding: 2px;">[REDACTED] 9261</div>	2b Taxable amount not determined <input type="checkbox"/>	Total Distribution <input type="checkbox"/>	Copy B Report this income on your Federal tax return. If this form shows Federal income tax withheld in box 4, attach this copy to your return.	
RECIPIENT'S Name and Address BARGE THOMASENA 5226 NEWPORT ST DETROIT, MI 48213-3741		3 Capital gain (included in box 2a)			4 Federal Income tax withheld <div style="text-align: center; font-weight: bold;">\$0.00</div>
		5 Employee Contributions /Designated Roth Contributions or Insurance premiums			6 Net unrealized appreciation in employer's securities
		7 Distribution Code(s) <div style="text-align: center;">7</div>	IRA/SEP/ SIMPLE		8 Other
		9a Your percentage of total distribution	9b Total employee contributions	This information is being furnished to the Internal Revenue Service.	
		12 State tax withheld	13 State/Payer's state no		
10 Amount allocable to IRR within 5 years	11 1st Yr of Desig Roth contrib.	15 Local tax withheld	16 Name of locality	14 State distribution	
Account Number 395451				17 Local distribution	

Form 1099-R

Department of the Treasury - Internal Revenue Service

☐ CORRECTED (if checked)

PAYER'S name, street address, city, state, and ZIP code GENERAL RETIREMENT SYSTEM OF THE CITY OF DETROIT 500 WOODWARD AVE STE 3000 DETROIT, MI 48226-5493		1 Gross Distribution <div style="text-align: center; font-weight: bold;">\$39,299.75</div>	OMB No.1545-0119 <div style="text-align: center; font-size: 24pt; font-weight: bold;">2014</div>	Distributions from Pensions, Annuities, Retirement or Profit- Sharing Plans, IRAs, Insurance Contracts, etc.	
		2a Taxable Amount <div style="text-align: center; font-weight: bold;">\$39,299.75</div>	Form 1099R		
PAYER'S Federal Identification number 38-2457952	RECIPIENT'S Identification number <div style="background-color: black; color: white; padding: 2px;">[REDACTED] 9261</div>	2b Taxable amount not determined <input type="checkbox"/>	Total Distribution <input type="checkbox"/>	Copy C For Recipient's Records	
RECIPIENT'S Name and Address BARGE THOMASENA 5226 NEWPORT ST DETROIT, MI 48213-3741		3 Capital gain (included in box 2a)			4 Federal Income tax withheld <div style="text-align: center; font-weight: bold;">\$0.00</div>
		5 Employee Contributions /Designated Roth Contributions or Insurance premiums			6 Net unrealized appreciation in employer's securities
		7 Distribution Code(s) <div style="text-align: center;">7</div>	IRA/SEP/ SIMPLE		8 Other
		9a Your percentage of total distribution	9b Total employee contributions	This information is being furnished to the Internal Revenue Service.	
		12 State tax withheld	13 State/Payer's state no		
10 Amount allocable to IRR within 5 years	11 1st Yr of Desig Roth contrib.	15 Local tax withheld	16 Name of locality	14 State distribution	
Account Number 395451				17 Local distribution	

Form 1099-R

Department of the Treasury - Internal Revenue Service

☐ CORRECTED (if checked)

PAYER'S name, street address, city, state, and ZIP code GENERAL RETIREMENT SYSTEM OF THE CITY OF DETROIT 500 WOODWARD AVE STE 3000 DETROIT, MI 48226-5493		1 Gross Distribution <div style="text-align: center; font-weight: bold;">\$39,299.75</div>	OMB No.1545-0119 <div style="text-align: center; font-size: 24pt; font-weight: bold;">2014</div>	Distributions from Pensions, Annuities, Retirement or Profit- Sharing Plans, IRAs, Insurance Contracts, etc.	
		2a Taxable Amount <div style="text-align: center; font-weight: bold;">\$39,299.75</div>	Form 1099R		
PAYER'S Federal Identification number 38-2457952	RECIPIENT'S Identification number <div style="background-color: black; color: white; padding: 2px;">[REDACTED] 9261</div>	2b Taxable amount not determined <input type="checkbox"/>	Total Distribution <input type="checkbox"/>	Copy 2 File this copy with your state, city, or local income tax return, when required.	
RECIPIENT'S Name and Address BARGE THOMASENA 5226 NEWPORT ST DETROIT, MI 48213-3741		3 Capital gain (included in box 2a)			4 Federal Income tax withheld <div style="text-align: center; font-weight: bold;">\$0.00</div>
		5 Employee Contributions /Designated Roth Contributions or Insurance premiums			6 Net unrealized appreciation in employer's securities
		7 Distribution Code(s) <div style="text-align: center;">7</div>	IRA/SEP/ SIMPLE		8 Other
		9a Your percentage of total distribution	9b Total employee contributions	This information is being furnished to the Internal Revenue Service.	
		12 State tax withheld	13 State/Payer's state no		
10 Amount allocable to IRR within 5 years	11 1st Yr of Desig Roth contrib.	15 Local tax withheld	16 Name of locality	14 State distribution	
Account Number 395451				17 Local distribution	

Form 1099-R

Department of the Treasury - Internal Revenue Service

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RETIREMENT SYSTEMS - CITY OF DETROIT

Name
Penson

THOMASENA BARGE

SHOULD BEEN PAID

<u>begin</u>	<u>end</u>	<u>rate</u>	<u>months</u>	<u>days</u>	<u>pay</u>
8/1/2002	6/30/2003	\$ 224.18	11	0	\$ 2,465.98
7/1/2003	6/30/2004	\$ 233.84	12	0	\$ 2,806.08
7/1/2004	6/30/2005	\$ 238.88	12	0	\$ 2,866.56
7/1/2005	6/30/2006	\$ 243.92	12	0	\$ 2,927.04
7/1/2006	6/30/2007	\$ 248.96	12	0	\$ 2,987.52
7/1/2007	6/30/2008	\$ 254.00	12	0	\$ 3,048.00
7/1/2008	6/30/2009	\$ 259.04	12	0	\$ 3,108.48
7/1/2009	6/30/2010	\$ 264.08	12	0	\$ 3,168.96
7/1/2010	6/30/2011	\$ 269.12	12	0	\$ 3,229.44
7/1/2011	6/30/2012	\$ 274.16	12	0	\$ 3,289.92
7/1/2012	6/30/2013	\$ 279.20	12	0	\$ 3,350.40
7/1/2013	2/30/2014	\$ 279.20	8	0	\$ 2,233.60

total \$ 35,481.98WAS PAID

<u>begin</u>	<u>end</u>	<u>rate</u>	<u>months</u>	<u>days</u>	<u>pay</u>
8/1/2002	6/30/2003	\$ 224.18	11	0	\$ 2,465.98
7/1/2003	6/30/2004	\$ 233.95	12	0	\$ 2,807.40
7/1/2004	6/30/2005	\$ 239.21	12	0	\$ 2,870.52
7/1/2005	6/30/2006	\$ 244.59	12	0	\$ 2,935.08
7/1/2006	6/30/2007	\$ 250.09	12	0	\$ 3,001.08
7/1/2007	6/30/2008	\$ 255.72	12	0	\$ 3,068.64
7/1/2008	6/30/2009	\$ 261.47	12	0	\$ 3,137.64
7/1/2009	6/30/2010	\$ 267.35	12	0	\$ 3,208.20
7/1/2010	6/30/2011	\$ 273.37	12	0	\$ 3,280.44
7/1/2011	6/30/2012	\$ 279.52	12	0	\$ 3,354.24
7/1/2012	6/30/2013	\$ 285.81	12	0	\$ 3,429.72
7/1/2013	2/30/2014	\$ 285.81	8	0	\$ 2,286.48

\$ 35,845.42

RETRO PAY DUE

\$ (363.44)

PENSION RATE

\$ 279.20

7/1/2013

kcheeks corrected 7/1 rates



General Retirement System
of the City of Detroit
2 Woodward Ave Ste 908
Detroit, MI 48226-3455

Page 001 of 001

Period Beginning: 02/01/2014
Period Ending: 02/28/2014
Check Date: 03/01/2014
Check Number: 1000257056
Batch Number: 00000000525

Retirement Code E-80-0-1

BARGE, THOMASENA
5226 NEWPORT ST
DETROIT MI 48213-3741

Tax Code No Withholding
Pension No. [REDACTED]
Social Security No XXX-XX-9261

EARNINGS	RATE	ADJUSTMENT	CURRENT	YTD	DEDUCTIONS	DEDUCTION CODE	CURRENT	YTD
Pension	285.81	31424.98	37065.70	37065.70	Federal Income Tax		0.00	0.00
Annuity	0.00	0.00	0.00	0.00	Michigan Income Tax		0.00	0.00

First Check--Your payment rates have been approved

Gross Pay	37065.70	37065.70	Total Deductions	0.00	0.00
			Net Pay	\$37,065.70	

IMPORTANT NOTES

Health care deductions reflected above are based on your elections.
Health care Stipends will come to eligible retirees separately. Expect stipend checks to arrive within the first week of March, 2014.
Adjustments to your health care may result in increased pension check amounts.
Questions call 1-855-224-6200

VERIFY DOCUMENT AUTHENTICITY: COLORED AREA MUST CHANGE IN TONE GRADUALLY AND EVENLY FROM DARK AT TOP TO LIGHTER AT BOTTOM



General Retirement System
of the City of Detroit
2 Woodward Ave Ste 908
Detroit, MI 48226-3455

9-1071720
Check Number: 1000257056
Check Date: 03/01/2014

This amount:	THIRTY SEVEN THOUSAND SIXTY FIVE DOLLARS AND 70/100	\$\$\$37,065.70
Pay to the order of:	BARGE, THOMASENA	

Void after 90 days

Cynthia A. Thomas

First Independence
National Bank of Detroit
44 Michigan Ave
Detroit, Michigan 48226

PENSION STATEMENT

7



General Retirement System *
of the City of Detroit
500 Woodward Ave Ste 3000
Detroit, MI 48226-5493

Page 001 of 001

Period Beginning: 11/01/2015
Period Ending: 11/30/2015
Advice Date: 12/01/2015
Advice Number: 1101154225
Batch Number: 000000000650

Retirement Code E-80-0-1

BARGE, THOMASENA
5226 NEWPORT ST
DETROIT MI 48213-3741

Tax Code No Withholding
Pension No [REDACTED]
Social Security No XXX-XX-9261

EARNINGS	RATE	ADJUSTMENT	CURRENT	YTD	DEDUCTIONS	DEDUCTION CODE	CURRENT	YTD
Pension	266.40	0.00	266.40	3231.74	Federal Income Tax		0.00	0.00
Annuity	0.00	0.00	0.00	1800.51	Michigan Income Tax		0.00	0.00

Gross Pay	266.40	5032.25	Total Deductions	0.00	0.00
			Net Pay	\$266.40	

IMPORTANT NOTES

VERIFY DOCUMENT AUTHENTICITY - COLORED AREA MUST CHANGE IN TONE GRADUALLY AND EVENLY FROM DARK AT TOP TO LIGHTER AT BOTTOM



General Retirement System
of the City of Detroit
500 Woodward Ave Ste 3000
Detroit, MI 48226-5493

Advice Number: 1101154225
Advice Date: 12/01/2015

Deposited to the account of	Account Number	Transit	ABA	Amount
BARGE, THOMASENA	Checking			\$266.40

THIS IS NOT A CHECK

NON-NEGOTIABLE



General Retirement System *
of the City of Detroit
500 Woodward Ave Ste 3000
Detroit, MI 48226-5493

Page 001 of 001
Period Beginning: 12/01/2015
Period Ending: 12/31/2015
Advice Date: 01/01/2016
Advice Number: 1101164620
Batch Number: 000000000655

Retirement Code E-80-0-1

BARGE, THOMASENA
5226 NEWPORT ST
DETROIT MI 48213-3741

Tax Code No Withholding
Pension No [REDACTED]
Social Security No XXX-XX-9261

EARNINGS	RATE	ADJUSTMENT	CURRENT	YTD	DEDUCTIONS	DEDUCTION CODE	CURRENT	YTD
Pension	266.40	0.00	266.40	266.40	Federal Income Tax		0.00	0.00
Annuity	0.00	0.00	0.00	0.00	Michigan Income Tax		0.00	0.00

Gross Pay	266.40	266.40	Total Deductions	0.00	0.00
			Net Pay	\$266.40	

IMPORTANT NOTES

Important notice regarding your payroll deductions for healthcare coverage: The new 2016 rates for all City of Detroit General Retiree Healthcare Trust ("the VEBA") medical, dental and vision plans begin on January 1, 2016.
Should you have any questions or concerns contact BeneSys at 1-844-563-8911.

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General Retirement System
of the City of Detroit
500 Woodward Ave Ste 3000
Detroit, MI 48226-5493

Advice Number: 1101164620
Advice Date: 01/01/2016

Deposited to the account of	Account Number	Transit	ABA	Amount
BARGE, THOMASENA	Checking			\$266.40

THIS IS NOT A CHECK

NON-NEGOTIABLE

Appendix of Exhibits

1. Retirement Systems City of Detroit Annuity Refund Inquiry Report; 1/4/2016
2. Retirement Systems City of Detroit Pension Payroll Monthly Pays 2015; 1/4/2016
3. Retirement Systems City of Detroit Pension Payroll Monthly Pays 2014; 1/4/2016
4. **BARGE THOMASENA 2014 Form 1099R**
5. **Retirement Systems – City of Detroit Pension Rate Schedule: 8/1/2002 – 7/1/2013**
 6. **Lump Sum Pension Check**
 7. **Pension Check 12/01/2015 Annuity Received \$1800.51**
 8. **Pension Check 01/01/2016 Annuity Received \$-0.00**